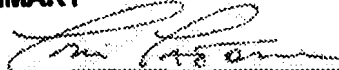


BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY



Louis LaTorre, Director/Social Services
Division: Community Services

Meeting Date: 7-20-05

Bulk Item: Yes X No _____

Department: Social Services

AGENDA ITEM WORDING: Approval of Resolution supporting United States Representative Ileana Ros-Lehtinen's House Bill 2900 and urging the United States Senators to introduce a Companion Bill. See attached Bill 2900.

ITEM BACKGROUND Representative Ileana Ros-Lehtinen Introduced House Bill 2900 in the United States House of Representatives to remove the Bayshore Manor assisted living facility owned and operated by Monroe County from the definition of "public institution" within the meaning of section 1611(e)(1) of Title XVI of the Social Security Act.

PREVIOUS RELEVANT BOCC ACTION: The first Bill was House Bill 3878 sponsored by Representative Peter Deutsch. The second Bill was House Bill 425 sponsored by Representative Ileana Ros-Lehtinen. Resolution Number 257-2002 was approved by the Board on June 19, 2002.

CONTRACT/AGREEMENT CHANGES: N/A

STAFF RECOMMENDATIONS: Approval

TOTAL COST: N/A

BUDGETED: Yes _____ No _____

COST TO COUNTY: N/A

SOURCE OF FUNDS: N/A

REVENUE PRODUCING: Yes _____ No N/A

AMOUNT PER MONTH: N/A

YEAR: N/A

APPROVED BY: County Atty x OMB/Purchasing N/A Risk Management N/A

DIVISION DIRECTOR APPROVAL: 

DIVISION DIRECTOR: Division Director/Community Services

DOCUMENTATION: Included: X To Follow: _____ Not Required: _____

DISPOSITION: _____ Agenda Item #: _____

RESOLUTION NO. ____-2005

**A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF MONROE COUNTY,
FLORIDA, SUPPORTING UNITED STATES
REPRESENTATIVE ILEANA ROS-
LEHTINEN'S HOUSE BILL 2900 AND URGING
THE UNITED STATES SENATORS TO
INTRODUCE A COMPANION BILL.**

WHEREAS, Representative Ileana Ros-Lehtinen introduced House Bill 2900 in the United States House of Representatives to remove the Bayshore Manor assisted living facility, owned and operated by Monroe County, in Key West Florida, from the definition of "public institution" within the meaning of section 1611(e)(1) of Title XVI of the Social Security Act; and

WHEREAS, said provision limits to sixteen (16) the number of residents who can be housed in a public institution and still receive supplemental security income benefits; and

WHEREAS, supplemental security income benefits received by facility residents are a critical source of income enabling Bayshore Manor to accept residents with limited incomes;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY THAT:

1. Representative Ileana Ros-Lehtinen is to be highly commended for her efforts on behalf of the low-income elderly population in Monroe County.
2. The Board of County Commissioners of Monroe County, Florida, supports fully House Bill 2900, and urges the House of Representatives to pass the bill.
3. The Senators from Florida, Mel Martinez and Bill Nelson, are strongly urged to introduce a companion bill in the United States Senate.
4. This Resolution shall become effective upon the date of its adoption herein.

5. The Clerk shall send copies of this Resolution to Representative Ros-Lehtinen, Senator Martinez, and Senator Nelson.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida at a regular meeting of said board held on July 20, 2005.

Mayor Spehar	_____
Mayor Pro Tem McCoy	_____
Commissioner Nelson	_____
Commissioner Neugent	_____
Commissioner Rice	_____

**BOARD OF COUNTY COMMISSIONERS
OF MONROECOUNTY, FLORIDA**

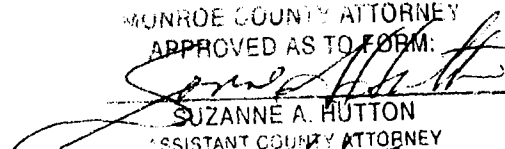
(SEAL)

ATTEST:

DANNY L. KOLHAGE, CLERK

By: _____
Deputy Clerk

By: _____
MAYOR DIXIE M. SPEHAR

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM:

SUZANNE A. HUTTON
ASSISTANT COUNTY ATTORNEY
7/19/05



Full Bill Text for the 109th Congress

H.R.2900 (Introduced in House)

1 of 1

[Search Results](#) > H.R.2900 (Introduced in House)[New Search](#)[Help](#) | [Contact Us](#)This Bill: [Bill Summary & Status](#)Printer Friendly: [HTML](#) | [PDF](#) | [XML](#)

H.R.2900

To enable the residents of the Bayshore Manor assisted living facility in Key West, Florida, to continue to receive supplemental security income benefits under title XVI of the Social...
(Introduced in House)

HR 2900 IH

109th CONGRESS

1st Session

H. R. 2900

To enable the residents of the Bayshore Manor assisted living facility in Key West, Florida, to continue to receive supplemental security income benefits under title XVI of the Social Security Act.

IN THE HOUSE OF REPRESENTATIVES

June 14, 2005

Ms. ROS-LEHTINEN introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To enable the residents of the Bayshore Manor assisted living facility in Key West, Florida, to continue to receive supplemental security income benefits under title XVI of the Social Security Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. EXEMPTION FOR THE BAYSHORE MANOR ASSISTED LIVING FACILITY IN KEY WEST, FLORIDA.

For purposes of the supplemental security income program under title XVI of the Social Security Act, the Bayshore Manor assisted living facility in Key West, Florida, shall not be considered to

be a public institution within the meaning of section 1611(e)(1) of such Act.

HR 3878 IH

107th CONGRESS

2d Session

HL R. 3878

To enable the residents of the Bayshore Manor assisted living facility in Key West, Florida, to continue to receive supplemental security income benefits under title XVI of the Social Security Act.

IN THE HOUSE OF REPRESENTATIVES

March 6, 2002

Mr. DEUTSCH introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To enable the residents of the Bayshore Manor assisted living facility in Key West, Florida, to continue to receive supplemental security income benefits under title XVI of the Social Security Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. EXEMPTION FOR THE BAYSHORE MANOR ASSISTED LIVING FACILITY IN KEY WEST, FLORIDA.

For purposes of the supplemental security income program under title XVI of the Social Security Act, the Bayshore Manor assisted living facility in Key West, Florida, shall not be considered to be a public institution within the meaning of section 1611(e)(1) of such Act for so long as the facility serves 40 or fewer residents.

END

108th CONGRESS

1st Session

H. R. 425

To enable the residents of the Bayshore Manor assisted living facility in Key West, Florida, to continue to receive supplemental security income benefits under title XVI of the Social Security Act.

IN THE HOUSE OF REPRESENTATIVES

January 28, 2003

Ms. ROS-LEHTINEN introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To enable the residents of the Bayshore Manor assisted living facility in Key West, Florida, to continue to receive supplemental security income benefits under title XVI of the Social Security Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. EXEMPTION FOR THE BAYSHORE MANOR ASSISTED LIVING FACILITY IN KEY WEST, FLORIDA.

For purposes of the supplemental security income program under title XVI of the Social Security Act, the Bayshore Manor assisted living facility in Key West, Florida, shall not be considered to be a public institution within the meaning of section 1611(e)(1) of such Act.

END

RESOLUTION NO. 257 -2002

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA SEEKING THE SUPPORT AND PASSAGE OF HOUSE BILL 3878 AND ITS COUNTERPART IN THE US SENATE

WHEREAS, Monroe County is a rural county situated at the Southernmost tip of the State of Florida and having its largest municipality closer to Cuba than to the mainland of the United States; and

WHEREAS, Monroe County owns and operates the only assisted living facility remaining in Monroe County after three other such facilities have closed due to the exceedingly high cost of operations in this remote county; and

WHEREAS, 25% of the residents of Monroe County are elderly; and

WHEREAS, Monroe County has a long history of caring for its indigent elder residents, having maintained residential facilities continuously since the late 1800's; and

WHEREAS, under the Supplemental Security Income provisions of the Social Security Act those individuals who are inmates of a public institution, which includes publicly operated community residences which serve more than 16 residents, are ineligible for assistance; and

WHEREAS, the County's assisted living facility, Bayshore Manor, accepts no more than 16 residents in order to retain their eligibility for SSI assistance; and

WHEREAS, Bayshore Manor has an approximate four-year waiting list; and

WHEREAS, this waiting list results in persons who cannot live on their own being forced to the more expensive and more restrictive nursing homes; and

WHEREAS, the limitation on eligibility of individuals who are in a public institution, including publicly operated community residences which serve 17 or more residents, penalizes people who need income based assisted living facilities the most; and

WHEREAS, HR 3878 was introduced by Congressman Peter Deutsch to enable the residents of the Bayshore Manor assisted living facility in Key West, Florida, to continue to receive Supplemental Security Income benefits under Title XVI of the Social Security Act should the assisted living facility serve more than 16 but 40 or fewer residents; and

WHEREAS, this Bill would decrease costs to the Federal Government by providing for elderly care in assisted living facilities and delaying or eliminating the need for the more expensive nursing home institutionalization; and

WHEREAS, a similar exemption was passed for the Boundary County Restorium in Bonner's Ferry, Idaho through Public Law 96-698; now, therefore

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA:

Section 1. Monroe County seeks support from the Federal Legislature in enacting HR 3878 and its companion Bill contemplated to be introduced in the Senate by Senator Nelson.

Section 2. The Clerk is directed to forward a copies of this Resolution to Congressman Peter Deutsch, Congresswoman Ileana Ros-Lehtinen, Senator Bill Nelson, Senator Bob Graham, Congresswoman Karen Thurman, Congressmen Mark Foley and E. Clay Shaw, and State Representative Ken Sorenson.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a regular meeting of said Board held on the 19th day of June, 2002.

Mayor Charles McCoy
Mayor Pro Tem Dixie Spehar
Commissioner Murray Nelson
Commissioner George Neugent
Commissioner

yes
yes
yes
yes
yes



(SEAL)
Attest: DANNY L. KOLHAGE, Clerk

By *[Signature]*
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By *[Signature]*
Mayor/Chairperson

jdresBayshore

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BY *[Signature]*
SUZANNE A. HUTTON

DATE 5/24/02

FILED FOR RECORD
2002 JUN 25 PM 12:37
DANNY L. KOLHAGE
CLK. CIR. CT.
MONROE COUNTY, FLA.